

## CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Oksana Matveeva	Team: Squad #8	CCRB Case #: 201901386	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Thursday, 02/14/2019 10:00 AM	Location of Incident: Inside the 28th Precinct stationhouse.	Precinct: 28	18 Mo. SOL 8/14/2020	EO SOL 3/31/2021	
Date/Time CV Reported Thu, 02/14/2019 11:50 AM	CV Reported At: CCRB	How CV Reported: Phone	Date/Time Received at CCRB Thu, 02/14/2019 11:50 AM		

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. POM Gregory Green	10996	951788	028 PCT

Officer(s)	Allegation	Investigator Recommendation
A.POM Gregory Green	Abuse: Police Officer Gregory Green did not process § 87(2)(b) s complaint regarding an officer.	

### Case Summary

On February 14, 2019, § 87(2)(b) filed this complaint with the CCRB via the Telephone Processing System.

On February 14, 2019, at approximately 10:00 a.m., § 87(2)(b) went to the 28<sup>th</sup> Precinct stationhouse to file a complaint against a police officer she encountered on the previous day. § 87(2)(b) spoke to Police Officer Gregory Green, assigned to the 28<sup>th</sup> Precinct, who did not process her complaint against another officer (**Allegation A: Abuse of Authority**, § 87(2)(g)).

The investigation obtained stationhouse video footage from the 28<sup>th</sup> Precinct stationhouse [Board Review 07].

### Findings and Recommendations

#### **Allegation (A) Abuse of Authority: Police Officer Gregory Green refused to process**

§ 87(2)(b) **s complaint against a police officer.**

It is undisputed that on February 14, 2019, at approximately 10:00 a.m., § 87(2)(b) went to the 28<sup>th</sup> Precinct stationhouse to file a complaint against an officer. It is further undisputed that PO Green interacted with § 87(2)(b) at the stationhouse.

According to § 87(2)(b)'s sworn statement [Board Review 01], she went to the 28<sup>th</sup> Precinct stationhouse to file a complaint against an officer who issued her a summons a day before. PO Green asked § 87(2)(b) if she wanted to dispute her summons. § 87(2)(b) told him that she wanted to file a complaint against an officer who summonsed her. PO Green told her that he could not process a complaint at the stationhouse and that he would give her the phone number to call to file her complaint. PO Green then wrote the CCRB's phone number on a piece of paper and gave it to § 87(2)(b).

According to PO Green's statement to the CCRB [Board Review 02], § 87(2)(b) entered the stationhouse and told PO Green that she wanted to file a complaint. PO Green asked her what her complaint was about and § 87(2)(b) told him that she wanted to file a complaint against an officer who summonsed her. She told PO Green that the officer did not mistreat her and her complaint was solely about her summons. PO Green suggested to fight the summons in the traffic court and explained the process. § 87(2)(b) told him that she wanted to take this matter a step further in addition to fighting it in the traffic court. PO Green explained to her that the next step was to file a complaint with the CCRB. PO Green then wrote down the CCRB's contact information on a piece of paper. PO Green did not consult with his supervisor prior to giving the CCRB's contact information to § 87(2)(b) nor did he offer to process her complaint at the stationhouse. § 87(2)(b) took the paper and walked out of the stationhouse. PO Green stated that based on his personal knowledge and understanding of the

NYPD Patrol Guide Procedure 207-31 states that “upon receipt of a complaint from a civilian alleging misconduct by a uniformed member of the service” the member of service receiving the complaint must “(1) Interview the complainant; (2) Give complainant first copy of Civilian Complaint Report (PD 313-154) to be prepared in complainant’s own handwriting” [Board Review 03].

### Civilian and Officer CCRB Histories

- This is the first CCRB complaint to which § 87(2)(b) has been a party [Board Review 04].
- PO Green had been a member-of-service for seven years and has been a subject in two CCRB complaints and two allegations, none of which were substantiated. § 87(2)(g)

## **Mediation, Civil and Criminal Histories**

- § 87(2)(b) declined to mediate this complaint.
- On May 13, 2019, a request to determine if a Notice of Claim was filed was submitted. Confirmation from the New York City Office of the Comptroller will be forwarded upon receipt [Board Review 05].
- [§ 87(2)(b)] [§§ 86(1)(3)&(4)] [§ 87(2)(c)]

Squad No.: 8

Investigator: \_\_\_\_\_ Inv. Oksana Matveeva 05/15/2019  
Signature Print Title & Name Date

Squad Leader: \_\_\_\_\_

Signature                      Print Title & Name                      Date

Reviewer:

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Print Title & Name

\_\_\_\_\_  
Date